

WARRANT OF ARREST – FELONY

FAIRFAX COUNTY, VIRGINIA

Va. Code § 19.2-71, -72

Albemarle

CITY OR COUNTY

General District Court Criminal Juvenile and Domestic Relations District Court

TO ANY AUTHORIZED OFFICER:

You are hereby commanded in the name of the Commonwealth of Virginia forthwith to arrest and

bring the Accused before this Court to answer the charge that the Accused, within this city or county, on or about 08/11/2017, did unlawfully and feloniously in violation of Section

18.2-52

~~unlawfully cause bodily injury to Emily Florence Gortenski by means of acid, lye, or a caustic substance or agent, or by use of an explosive or fire.~~

MAX/OUT

10/17/17

Emily Florence Gortenski

I CERTIFY THAT THE DOCUMENT TO WHICH THIS AUTHENTICATION IS AFFIXED IS A TRUE COPY OF A RECORD IN THE ALBEMARLE GENERAL DISTRICT COURT THAT I HAVE CUSTODY OF THE RECORD, AND THAT I AM THE CUSTODIAN OF THAT RECORD.

10-18-17 B. Rose
DATE CLERK/DEPUTY CLERK

I, the undersigned, have found probable cause to believe that the Accused committed the offense charged, based on the sworn statements of

Gortenski, Emily Florence

Complainant.

08/12/2017 09:38 AM
DATE AND TIME ISSUED

CRIME is Required

ORM-DC-312 (MASTER, PAGE ONE OF TWO) 10/13

Mervin Goeschl
[] CLERK [] MAGISTRATE [] JUDGE

CASE NO. SC17-1162

ACCUSED:

Canwell, Christopher
LAST NAME, FIRST NAME, MIDDLE NAME

Keene, NH 03431

ADDRESS/LOCATION

103 S Lincoln St

Hearing Date/Time

COMPLETE DATA BELOW IF KNOWN						
RACE	SEX	BORN	HT.	WGT.	EYES	HAIR
W	M	MO. DAY 11/12/1980	FT. IN. 6' 00"	230	HAZ BRO	

DL#

STATE

Commercial Driver's License

CLASS 6 FELONY

EXECUTED by arresting the Accused named above on this day:

8-23-17 / 11:50

DATE AND TIME OF SERVICE

R. E. Barr

, Arresting Officer

241 KPD/114

BADGE NO., AGENCY AND JURISDICTION

for

SHERIFF

Attorney for the Accused:

Woodard

Short Offense Description (not a legal definition):
ASSAULT: UNLAWFUL INJURY BY ACID/EXPLOSIVE/FIRE

Offense Tracking Number:

003GM1700004938

FOR ADMINISTRATIVE USE ONLY
Virginia Crime Code: **ASL-1331-F6**

FELONY

Case 3:17-cv-00089-NKM

Document 4-14

Filed 12/28/17

Page 1 of 4 Pageid#: 37

WAIVER OF PRELIMINARY HEARING

Under the right to a preliminary hearing before the Court named in this warrant to determine whether there is probable cause to believe that I committed a felony AND, having the consequences of my waiver explained to me by the Judge of this Court, I nevertheless WAIVE MY RIGHT TO A PRELIMINARY HEARING on the felony charged in this warrant. Certified to the Circuit Court of this jurisdiction.

ACCUSED

DATE

ATTORNEY FOR ACCUSED

The Accused named within was brought before me or appeared this day, and upon hearing the evidence, I order the case certified to the grand jury of this jurisdiction, at its next term date, having found probable cause to believe that the Accused committed the felony charged in this warrant.

Bail on certification \$
WIT ORDER the accused discharged at preliminary hearing and the charge is dismissed.

The charge was reduced to
The Accused was this day: tried in absence present

MAC ST
PROSECUTING ATTORNEY PRESENT (NAME)

WOODS AND
DEFENDANT'S ATTORNEY PRESENT (NAME)

NO ATTORNEY ATTORNEY WAIVED

Interpreter present Witnesses sworn

Plea of Accused: not guilty guilty nolo contendere

Plea voluntarily and intelligently entered after the defendant was apprised of his right against compulsory self-incrimination and his right to confront the witnesses against him.

And was TRIED and ROUND by me:

not guilty guilty as charged

VCC
facts sufficient to find guilt but defer adjudication/ disposition to
DATE AND TIME

and place accused on probation, §§ 4.1-305, 18.2-57.3, 18.2-251 or 19.2-303.2.
 A separate order for First Offender is attached and incorporated in this order.

DATE JUDGE

And was FOUND by me to be: carrying hazardous materials

driving a commercial motor vehicle
 I ORDER a nolle prosequi on the prosecution's motion

I ORDER the charge dismissed with prejudice

conditioned upon payment of costs and
 successful completion of traffic school

mature driver school, § 16.1-69.48.1.
 accord and satisfaction, § 19.2-151.
 under §§ 4.1-305, 18.2-57.3, 18.2-251 or 19.2-303.2.

FORM DC-312 (MASTER, PAGE TWO OF TWO) 07/17

Offense Tracking Number: 003GM17000049
Preliminary Hearing Costs

120 Ct. Apt. Atty
113 Court Reporter

TOTAL

FINE

COSTS

121 TRIAL IN ABSENCE FEE
120 CT. APPT. ATTY
125 WEIGHING FEE

462 FIXED DRUG MISD FEE
001 INT CRM CHILD FEE

113 WITNESS FEE
113 IGNITION INTERLOCK

113 DUI FEE
113

137 TIME TO PAY
192 TRAUMA CENTER FEE

228 COURTHOUSE
CONSTRUCTION FEE

234 JAIL ADMISSION FEE
243 LOCAL TRAINING
ACADEMY FEE

244 COURTHOUSE
SECURITY FEE

OTHER (SPECIFY)

DATE JUDGE

TOTAL

\$

Stay of the proceedings pursuant to § 16.1-131.1

DRIVER'S LICENSE/PRIVILEGE TO DRIVE IN VIRGINIA SUSPENDED
EFFECTIVE IN 30 DAYS IF FINES, COSTS, FORFEITURES, PENALTIES
OR RESTITUTION ARE NOT PAID. Va. Code § 46.2-395.

DATE JUDGE

CRIMINAL COMPLAINT
Commonwealth of Virginia

RULES 3A.3 AND 7C.3

General District Court
[] Juvenile and Domestic Relations District Court

CRIMINAL COMPLAINT

Under penalty of perjury, I, the undersigned Complainant swear or affirm that I have reason to believe that the Accused committed a criminal offense, on or about
8-11-17 DATE OFFENSE OCCURRED
in the [] City [County [] Town

of **Alexandria**

I base my belief on the following facts: (Print ALL information clearly.)

I was observing the torch light march through UVA grounds from around 9:30 to 11:00 pm on 11-11-2017. I was recording and streaming video to document the event. As the march approached the Rotunda from the lawn, I ran to the University Ave side of the Rotunda to document and counter-protesters. I was documenting as the torch light march came closer to the Rotunda. They rapidly searched the counter-protesters who were protecting the State of Jefferson. I attempted to leave to get

The statements above are true and accurate to the best of my knowledge and belief.

In making this complaint, I have read and fully understand the following:

- By swearing to these facts, I agree to appear in court and testify if a warrant or summons is issued.
- The charge in this warrant cannot be dismissed except by the court, even at my request.

Christopher T. Keene
NAME OF COMPLAINANT (LAST, FIRST, MIDDLE)
(PRINT CLEARLY)

Subscribed and sworn to before me this day.

8/12/17 9:25 AM

CLERK MAGISTRATE JUDGE

COMPLETE DATA BELOW IF KNOWN								
RACE	SEX	MO	DAY	YR	HT.	WGT.	EYES	HAIR
W	M	11	12	88	6	0	220	Hazard

SSN

Complainant is not a law-enforcement officer or animal control officer. Authorization prior to issuance of felony arrest warrant given by

Commonwealth's attorney
 Law-enforcement agency having jurisdiction over alleged offense

Scott C. Smallwood
NAME OF PERSON AUTHORIZING ISSUANCE OF WARRANT
8-12-17 9:09:30

I CERTIFY THAT THE DOCUMENT TO WHICH THIS AUTHENTICATION IS AFFIXED IS A TRUE COPY OF A RECORD IN THE ALEXANDRIA GENERAL DISTRICT COURT, THAT I HAVE CUSTODY OF THE RECORD, AND THAT I AM THE CUSTODIAN OF THAT RECORD.

Clerk/Deputy Clerk

but I was blocked by the torch crowd. Two men began aggressively harassing me verbally about my gender. They began to shove me when a fight broke out to my right. Soon after, I ~~was~~ inhaled / was affected by a chemical spray.

From photos posted on media, I recognized the man spraying the agent as Christopher Carlwell. Mr. Carlwell is a known political figure, and he is a headliner of the 12-Aug White the Right Rally. I ~~remember~~ the people he is spraying recognize

From my video; they were positioned to my right on the West side of the Stage. The out spray from the agent affected me directly. My eyes and sinuses were burning. I was able to get out of the crowd and a bystander flushed my eyes w/ water.

I further recall Mr. Carlwell's t-shirt, likeness, and place of residence from observing his interactions w/ Albemarle PD at Wal-Mart earlier in the day on 11-Aug-

EJG